മിസ്റ്റർ കെ. എം. ഇബ്രാഹിം.—ഇതിന്റെ റിപ്പോർട്ട് വരാൻ ഇനിയും ഒരു കൊല്ലം വേണ്ടിവരുമെന്നുള്ളതുകൊണ്ടു് ഇക്കണോമിക്സ് സബ്കമ്മിറ്റിയിൽ എന്തെങ്കിലും വ്യവസ്ഥിതമായ ഒരു ആലോചന ചെയ്യുവാൻ ബഹുമാനപ്പെട്ട ഗവൺമെൻറിനു ഭയവുണ്ടാകുമോ?

Mr. P. V. Raphael.—Without adequate data Government cannot take up any such steps.

മിസ്റ്റർ കെ. എം. ഇബ്രാഹിം.—ഈ വിഷയത്തിൽ കുറഞ്ഞതു് ഒരു കൊല്ലത്തിനുള്ളിൽ ചെയ്യാമോ?

Mr. P. V. Raphael.—Government do not think that this is a trifling affair to be hazarded by them without sufficient data.

മിസ്റ്റർ കെ. എം ഇബ്രാഹിം.—റിപ്പോർട്ടിനു കുറച്ചുകൂടി വേഗത കൂട്ടുവാൻ ശ്രമിയ്ക്കുമോ?

Mr. P. V. Raphael.—If the report would be available in a lesser period and if the Government could dispose of it, they will consider it.

മിസ്റ്റർ കെ എം. ഇബ്രാഹിം.—നേരത്തെ പറഞ്ഞതു് ഒരു കൊല്ലംകൊണ്ടു റിപ്പോർട്ട് കിട്ടുവാൻ ശ്രമിയ്ക്കാം എന്നല്ലേ?

Mr. P. V. Raphael.—After receipt of the report. Government have found and the non-officials have agreed that at least one more year would be required.

മിസ്റ്റർ കെ. എം. ഇബ്രാഹിം.—ഒന്നു വേഗത്തിൽ റിപ്പോർട്ടു യയ്ക്കുവാൻ ആവശ്യപ്പെട്ടാലോ?

Mr. P. V. Raphael.—All that I said was, that after the receipt of the report it will be considered. If the report is received earlier, then it will be considered earlier.

മിസ്റ്റർ കെ. എം. ഇബ്രാഹിം.—(S. No. 33) ഇതിന്റെ ആലോചന എന്തായി?

Mr. P. V. Raphael.—I cannot say anything about it.

President.—Conversation apart, please go on.

Mr. K. M. Ibrahim.—Item 33. It is said here under consideration of the Government.

Mr. P. V. Raphael.—This answer was given on 14th Karkadagam 1108 to the Panchayat. Government have since then disposed of the matter.

മിസ്റ്റർ കെ. എം. ഇബ്രാഹിം.—ഈ ശുപാർശയ്ക്കു തിരായിട്ടല്ല ഡിസ്പോസ് ചെയ്തിരിയ്ക്കുന്നതു്?

Mr. P. V. Raphael.—I want notice.

Release of a Lunatic from the Mental Hospital

367. Mr. T. A. Ramachandra Ayyar.—Will the Government be pleased to state—

(a) whether one Ezhuthassan, who was admitted as a criminal lunatic, was released from the Mental Hospital during the month of Mithunam 1109;

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(b) if so, the date of expiry of sentence passed on him;
(c) whether he was not a civil lunatic after this date;
(d) whether he was alowed to go home on release from the Mental Hospital;
(e) if not, what formalities he was made to undergo; and
(f) whether such formalities were legal;
(g) the exact date and hour of his release from the Mental Hospital; and
(h) from the custody of the Police?

Mr. Thomas Manjuran.—(a) Yes.
(b) 23 8—1109.
(c) The question is under investigation.
(d) No. He could not be allowed to go.
(e) He was ordered to be produced before the Superintendent of the Central Jail for his release.
(f) This has been the practice.
(g) 12 noon on 21—11—1109.
(h) 6-30 p. m. on 21—11—1109.

Mr. T. A. Ramachandra Ayyar.—(f) Am I to take it that this is an illegal practice?

Mr. Thomas Manjuran.—That practice has been based on the rules as they now exist.

Mr. T. A. Ramachandra Ayyar—Is it legal?

Mr. Thomas Manjuran.—I do not think it is illegal, although perhaps some difference in treatment may be made. With regard to lunatics whose period of term of imprisonment expire before they regain sanity they have to be detained in the Asylum until they regain sanity. According to the present practice and the rules, the officer in charge of the Lunatic Asylum has no power to discharge the prisoner. Perhaps it may be a matter for consideration that the rule may be so amended as to allow the Lunatic Asylum Officer to discharge the man in case his period of imprisonment was already over.

Dr. A. R. Menon.—You mean a Criminal lunatic?

Mr. Thomas Manjuran.—A criminal whose term has expired.

Mr. T. A. Ramachandra Ayyar.—He was to be released on 23rd Meenam 1109. He was released from the Lunatic Asylum at 12 noon on 21st Mithunam 1109, that is, after 3 months. May I know why was he in the custody of the police for 6½ hours after his release.

Mr. Thomas Manjuran.—He was released on the same day he was released from the Lunatic Asylum.

Mr. T. A. Ramachandra Ayyar.—But for 6½ hours he was in the custody of the police.

Mr. Thomas Manjuran.—He was being taken to the District Magistrate. According to the rules now in force, he

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had to be sent back to the jail and then to the District Magistrate. One would think from the tone of the Hon'ble Member that it was 6½ years. There was only a small delay of 6½ hours.

Mr. T. A. Ramachandra Ayyar.—Has the Government any right to keep in custody any person after his release?

Mr. Thomas Manjuran.—No, not in wrongful custody.

Mr. T. A. Ramachandra Ayyar.—Was he treated as a criminal lunatic?

Mr Thomas Manjuran.—He was at first sent to the Asylum as a criminal lunatic. After his period of imprisonment, if you ask for my personal opinion, I would say that he should not have been treated as a criminal. But under the Jail Rules, a lunatic in his position had to be sent back to jail. So he was sent back. If you ask me whether he was a criminal after his period of sentence was over, I say, no. But the rules had to be observed. Perhaps it may be of advantage to consider whether such a person could not be released from the Asylum itself and I may assure the Hon'ble Member that this matter is receiving the attention of the Government.

Labour repression in Azhikode.

368. Mr. K. M. Ibrahim.—With reference to some of my questions regarding Forced Labour and Labour Repression In Azhikode, will the Government be pleased to state whether they intend to make another enquiry into the incidents?

Mr. P. Nilakanta Menon.—Government regret that the question cannot be answered as the subject of the question is sub-judice.

Mr. K. M. Ibrahim.—Sir, may I not ask some supplementary questions on this, which has not any bearing on the questions which are under the consideration of the Court?

President.—Doubly no. I suppose your question was whether you could ask supplementary questions which have no reference at all to this question.

Mr. K. M. Ibrahim.—I know it is a sub-judice matter. I am asking whether I cannot ask supplementary questions on a certain thing which is not included in the points before the consideration of the Court.

President.—You may ask questions about facts which are not sub-judice.

മിസ്റ്റർ കെ. എം. ഇബ്രാഹിം.—ഈ സംഗതികൾ അന്വേഷിച്ചു പോലീസുദ്യോഗസ്ഥന്മാർ ഇതിലെ പ്രതികളെ കണ്ടുവെന്നും,അന്യായക്കാരുമായിട്ടു സംസാരിച്ചു"ഇതിനെ സംബന്ധിച്ചു" യാതൊരാലോചനയും ചെയ്തില്ലെന്നും ഉള്ള സംഗതിയിൽ എന്തു സമാധാനമാണ് ബഹുമാന്യപ്പെട്ട കമ്മീഷണർ പറയുന്നതു?

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